

Docket No. : 29985/03-057
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Karl A. Jagger et al.

Application No.: 10/601,952

Confirmation No : 7910

Filed: June 23, 2003

Art Unit: 3731

For: Asymmetric Stent Delivery System with
Proximal Edge Protection and Method of
Manufacture Thereof

Examiner: Kathleen C. Sonnett

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

In response to the restriction requirement set forth in the office action mailed on June 9, 2006, applicants hereby elect Group II, Species B for examination, with traverse. Group II includes claims 9-20. Applicant respectfully submit that claims 9-20 all read on species B. Species B is set forth in the office action as "crimping elements," species A is set forth as a "stepped tube" and species C is set forth as "crimping element pairs." The method of claim 9 requires both crimping and the use of a stepped enclosure. Thus, restriction between a type of crimping element and a stepped enclosure is improper is the independent claim 9 requires both elements. Therefore, applicant respectfully submits that claims 9-20 all read on species B.

Therefore, an early action on the merits for claims 9-20 is respectfully requested. Applicant notes that this application was filed on June 23, 2003.

The Commissioner is authorized to charge any fee deficiency required by this paper, or credit any overpayment, to Deposit Account No 50-3629.

Date: July 10, 2006

Respectfully submitted,

By

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